

IN THE DISTRICT COURT OF THE SECOND CIRCUIT
STATE OF HAWAII

STATE OF HAWAII,) SUBSEQUENTLY NUMBERED
vs.) CRIMINAL NO. 05-1-0045(2)
JOSHUA W. KNEPPER,)
Defendant.)
) PRELIMINARY HEARING

TRANSCRIPT OF PROCEEDINGS

before the Honorable Reinette Cooper, Judge presiding,
Wednesday, January 26, 2005, Wailuku, Maui, Hawaii.

APPEARANCES:

For the State: Robert Rivera, Esq.
Deputy Prosecuting Attorney

For the Defendant: Kirsten Giroux, Esq.
Deputy Public Defender

Reported by:

Laurie Cooper, RPR, CRR, CSR 357
Official Court Reporter, State of Hawaii

EXHIBIT "F"

I N D E X

WITNESSES

DIRECT CROSS REDIRECT RECROSS

By the State:

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16 27

1 THE COURT: Cross-examination.

2

3

C R O S S - E X A M I N A T I O N

4

BY MS. GIROUX:

5

Q. Officer, when you arrived on the property,
6 who else -- well, let me ask you this. Did you see the
7 complainant, Matthew Souza?

8

A. Yes, I did.

9

Q. Other than him and Joshua Knepper, was
10 there anybody else who was present?

11

A. Sergeant Poepoe.

12

Q. Okay. Other than anybody from the police
13 department?

14

A. No. I didn't notice anybody else.

15

Q. Did you have an opportunity to speak to
16 Mr. Souza?

17

A. No, I didn't. I did briefly -- I went to
18 advise him of what the -- the suggestion Mr. Knepper
19 offered in regard to his backpack being searched.

20

Q. Did you make the arrest for criminal
21 trespass in this case?

22

A. Yes.

23

Q. Isn't it true that Mr. Knepper -- and
24 you're aware that Mr. Knepper was residing in this
25 residence?

1 A. I understand that, yes.

2 Q. And you were never shown any documentation
3 that he had been evicted from this residence; correct?

4 A. No.

5 Q. Were you able to determine who was the
6 owner of this property?

7 A. Yes.

8 Q. And who was that?

9 A. Well, the person that was renting -- the
10 person authorized for the property would be
11 Matthew Souza.

12 Q. So Matthew Souza was subletting --

13 A. Correct.

14 Q. -- is that correct?

15 A. Yes.

16 Q. And you know that Mr. Knepper was working
17 for Mr. Souza; correct?

18 A. From what I heard, yes.

19 MS. GIROUX: Your Honor, I have no further
20 questions.

21

22 R E D I R E C T E X A M I N A T I O N

23 BY MR. RIVERA:

24 Q. Just for the court's edification, your
25 last response, from what you heard, who did you hear

C E R T I F I C A T E

STATE OF HAWAII)
COUNTY OF MAUI)
_____)

I, LAURIE COOPER, RPR, CRR, CSR 357, an
Official Court Reporter for the Second Circuit
Court, State of Hawaii, do hereby certify that
the foregoing comprises a full, true, and correct
transcription of my stenographic notes taken in
the above-entitled cause, to the best of my
ability.

Dated this 11th day of March, 2005.

OFFICIAL COURT REPORTER



LAURIE COOPER, RPR, CRR, CSR 357

Laurie Cooper, RPR, CRR, CSR 357
Official Court Reporter, State of Hawaii